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CLERK U.S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
LOS ANGELES

BY \_\_\_\_\_

Attorney for Plaintiffs

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

ADRIAN UTTER-GRATREACKS and  
DAWN UTTER,

Plaintiffs,

v.

UNITED RECOVERY GROUP and  
DOES 1 through 10 inclusive,

Defendants.

CASE NO.:

**CV12-6033**

JFW  
(OP)

COMPLAINT FOR DAMAGES

Plaintiffs, by and through their attorney, Amir J. Goldstein, Esq., as and for their  
complaint against the Defendant UNITED RECOVERY GROUP alleges as follows:

**INTRODUCTION**

1. This is an action for damages brought by individual consumers for the Defendant's violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 *et seq.* ("FDCPA") and the Rosenthal Fair Debt Collection Practices Act, California Civil Code § 1788, *et seq.* ("Rosenthal Act") which prohibits debt collectors from engaging in abusive, deceptive and unfair practices.

**PARTIES**

2. Plaintiffs are natural persons residing in Hanford, California.
3. Upon information and belief, the Defendant is a debt collector as defined pursuant to 15 U.S.C. § 1692a(6) with its principal place of business in Ontario, CA.

**JURISDICTION**

4. This Court has jurisdiction pursuant to 15 U.S.C. § 1692k (FDCPA) and 28 U.S.C. § 1331 and venue is proper in this district pursuant to 28 U.S.C. § 1391(c), as the venue is appropriate where the Defendant corporation is subject to jurisdiction in this district as it resides and regularly conducts business in this district.

**FIRST CAUSE OF ACTION**

5. Plaintiffs reallege paragraphs 1 through 4 as if fully restated herein.
6. That a personal debt was allegedly incurred by Plaintiff Dawn Utter (hereinafter referred to as "Plaintiff Dawn") to one Clout Financial Services.
7. That at a time unknown to Plaintiffs herein, the aforementioned debt was referred and/or assigned to Defendant for collection.

*Count One*

8. Plaintiffs reallege paragraphs 1 through 7 as if fully restated herein.
9. That on or about March 30, 2012, Defendant attempted to contact Plaintiff Dawn at her place of employment in an attempt to collect the aforementioned debt.
10. That Defendant's agent spoke to Plaintiff Dawn's coworkers and deceptively informed them that he was a process server and that Plaintiff Dawn would be sued and served at work.

1 11. That Defendant called from the following number, **866-385-3552**, a number  
2 which, upon information and belief, is a telephone number belonging to  
3 Defendant.

4  
5 *Count Two*

6 12. Plaintiffs reallege paragraphs 1 through 11 as if fully restated herein.

7 13. That subsequent to Defendant's communications with Plaintiff Dawn's co-  
8 workers, Plaintiff Adrian Utter-Gratreks (hereinafter referred to as "Plaintiff  
9 Adrian") spoke to Defendant regarding the alleged debt.

10 14. That on or about Saturday, March 31, 2012, Defendant, without requesting  
11 information to verify identity, proceeded to discuss the alleged debt with Plaintiff  
12 Adrian.

13 15. That during said communication, Defendant's agent informed Plaintiff Adrian  
14 that Plaintiff Dawn was being sued for a debt in the amount of approximately  
15 \$5,600.00 pursuant to a letter that Defendant mailed to Plaintiff Dawn six weeks  
16 prior.

17 16. That upon information and belief, Defendant did not provide Plaintiff Dawn with  
18 said letter, contrary to Defendant's representations.

19 17. That Defendant's agent warned Plaintiff Adrian that his company was willing to  
20 have a **judgment** rendered in order to obtain payment.

21 18. That Defendant's agent further threatened Plaintiff Adrian that Defendant would  
22 **place a lien on Plaintiff Dawn's car, attach wages and obtain access to bank**  
23 **accounts.**

24 19. That Defendant deceptively stated that **anything in Plaintiff Dawn's name could**  
25 **be seized** in an attempt to intimidate and coerce immediate payment.

26 20. That when Plaintiff Adrian asked about the car, Defendant's agent stated that not  
27 only would Defendant take the car, **Defendant would "intercept" Plaintiffs' car**  
28 **payments.**

1           21. That Defendant's agent demanded that **payment must be immediately made by**  
2           **the end of that day.**

3           22. That Defendant's agent warned Plaintiff that without payment, she would be  
4           **served at home** that following Monday morning (which would have been two  
5           days later) and that there would no way to settle the matter out of court.

6           23. That feeling intimidated and extremely pressured, Plaintiff Adrian began to suffer  
7           a great deal of anxiety as a result of Defendant's threatening statements.

8           24. That when Plaintiff informed Defendant's agent that she couldn't make a large  
9           payment at that moment and that she had other payments due, Defendant's agent  
10          said it didn't matter what was due.

11          25. That Defendant's agent deceptively informed Plaintiff Adrian that he knew what  
12          her income was and that the money appeared to be there.

13          26. That Plaintiff Adrian began to cry over the phone.

14          27. That Plaintiff Adrian felt that an immediate payment of the alleged debt was her  
15          only option and that failing to do so would put their whole life at risk.

16          28. That out of fear and desperation, Plaintiff Adrian offered to pay Defendant \$100 a  
17          month.

18          29. That in response, Defendant's agent scoffed at Plaintiff Adrian's offer and told  
19          her that her offer was an insult.

20          30. That Defendant further pressured Plaintiff Adrian and falsely told her that **he**  
21          **couldn't prevent her from being served.**

22          31. That in response, Plaintiff Adrian offered to make a \$100 payment that day,  
23          which Defendant's agent immediately accepted.

24          32. That Plaintiff Adrian gave Defendant's agent her credit card information to remit  
25          payment.

26          33. That shortly after their communication, Plaintiffs researched Defendant's  
27          company and discovered that there were several lawsuits pending against  
28          Defendant for its egregious and unlawful conduct.



1 34. That Plaintiff Adrian immediately contacted Defendant's agent to cancel payment  
2 to which Defendant's agent told her to **"get a life"** and abruptly ended the call.

3 35. That during said communications, Defendant's agent(s): 1) failed to identify  
4 themselves as a debt collector; 2) failed to indicate that the debt collector is  
5 attempting to collect a debt and that any information obtained will be used for that  
6 purpose; and 3) that Defendant used obscene and profane language in an attempt  
7 to collect a debt.

8 36. That the communications contain deceptive, misleading and confusing  
9 representations with regard to a consumer's right to dispute a debt as well as  
10 overshadowing and abusive language which contradicts the consumers' rights.

11 37. That said phone conversations contained language demonstrating false statements  
12 and threatening implications, including imminent threats to take actions that  
13 cannot or would be taken.

14 38. That the communications caused an unnecessary urgency in attempt to coerce the  
15 Plaintiffs to pay the alleged debt.

16 39. Defendant's conduct violates 15 U.S.C. 1692 et seq., including but not limited to  
17 subsections (b), (c), (d), (e), (f) and (g) in that the representations made by the  
18 Defendant are harassing, confusing, misleading, deceptive, threatening, unfair and  
19 fail to advise Plaintiffs of their legal rights as required by law.

- 20 i. That the Defendant's conduct violates 15 U.S.C. §1692b because: 1) the  
21 Defendant communicated with a third party for a purpose other than to  
22 acquire location information and 2) the Defendant did not state that he was  
23 confirming or correcting location information;
- 24 ii. The Defendant violated 15 U.S.C. § 1692c because the Defendant  
25 communicated with third parties, in an attempt to collect a debt;
- 26 iii. Defendant violated 15 U.S.C. §1692d by using obscene or profane  
27 language the natural consequence of which is to abuse and harass the  
28 Plaintiffs;

- iv. Defendant violated 15 U.S.C. §1692d by causing a telephone to ring or engaging any person in telephone conversation repeatedly or continuously with intent to annoy, abuse, or harass any person at the called number.
- v. Defendant violated 15 U.S.C. §1692e by using false representations and deceptive means to collect the alleged debt and obtain information concerning Plaintiffs;
- vi. Defendant violated 15 U.S.C. § 1692f by using unfair or unconscionable means to collect or attempt to collect any debt;
- vii. Defendant violated 15 U.S.C. § 1692g by failing to provide written notice as required by law.

40. That Defendant, in an attempt to collect a debt, engages in a pattern or practice of communicating with consumers where the representations made by the Defendant are harassing, confusing, misleading, deceptive and/or unfair.

41. That following Defendant's conduct, Plaintiffs suffered actual damages, including, but not limited to: stress, depression, anxiety, extreme humiliation and sleepless nights.

42. That as per 15 U.S.C. § 1692 et seq. and as a result of the above violations, the Defendant is liable to Plaintiffs for actual and statutory damages in an amount to be determined at the time of trial but not less than \$1,000.00 per violation, plus costs and attorney's fees.

#### **AS AND FOR A SECOND CAUSE OF ACTION ON BEHALF OF PLAINTIFFS**

43. Plaintiffs realleges paragraphs 1 through 42 as if fully restated herein.

44. The Rosenthal Fair Debt Collection Practices Act (Rosenthal Act), California Civil Code § 1788, et seq., prohibits unfair and deceptive acts and practices in the collection of consumer debts.

1 45. By its acts and practices as hereinabove described, the Defendant has violated the  
2 Rosenthal Act as follows, without limitation:

3 i. By causing a telephone to ring repeatedly or continuously to annoy the  
4 person called and by communicating, by telephone or in person, with the  
5 debtor with such frequency as to be unreasonable and to constitute an  
6 harassment to the debtor under the circumstances, Defendant has violated  
7 §§ 1788.11(d) & (e);

8 ii. By making the false representation that a legal proceeding has been, is  
9 about to be, or will be instituted unless payment of a consumer debt is  
10 made, Defendant has violated §1788.13(j);

11 iii. By failing to include certain debt collection notices and disclosures  
12 required by law.

13 46. Pursuant to § 1788.30 of the Rosenthal Act, Plaintiffs are entitled to recover their  
14 actual damages sustained as a result of Defendant's violations of the Rosenthal  
15 Act. Such damages include, without limitation, statutory damages, any actual  
16 damages sustained, other resulting monetary losses and damages, and emotional  
17 distress suffered by Plaintiffs, which damages are in an amount to be proven at  
18 trial.

19 47. In addition, because the Defendant's violations of the Rosenthal Act were  
20 committed willingly and knowingly, Plaintiffs are entitled to recover, in addition  
21 to their actual damages, penalties of at least \$1,000 per violation as provided for  
22 in the Act.

23 48. Pursuant to § 1788.30(c) Rosenthal Act, Plaintiffs are entitled to recover all  
24 attorneys' fees, costs and expenses incurred in the bringing of this action.

25 //

26 //

27 //

28 //

1 **WHEREFORE**, Plaintiffs respectfully pray that judgment be entered against Defendant in the  
2 amount of:

3 (a) Statutory damages and actual damages pursuant to 15 U.S.C. § 1692k in an  
4 amount to be determined at the time of trial as to the first cause of action.

5 (b) Statutory damages and actual damages pursuant to Civil Code §1788.30 *et seq.*, as  
6 to the second cause of action.

7 (c) Costs and reasonable attorney's fees pursuant to 15 U.S.C. § 1692k and Civil  
8 Code §1788.30, *et seq.*

9 (d) For such other and further relief as may be just and proper.

10 (e) Plaintiffs request trial by jury on all issues so triable.

11  
12 Dated: July 10, 2012

AMIR J. GOLDSTEIN, ESQ.

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15 Amir J. Goldstein  
16 Attorney for Plaintiffs  
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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

**NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY**

This case has been assigned to District Judge John F. Walter and the assigned discovery Magistrate Judge is Oswald Parada.

The case number on all documents filed with the Court should read as follows:

**CV12- 6033 JFW (OPx)**

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

**NOTICE TO COUNSEL**

*A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).*

Subsequent documents must be filed at the following location:

☒ **Western Division**  
312 N. Spring St., Rm. G-8  
Los Angeles, CA 90012

☐ **Southern Division**  
411 West Fourth St., Rm. 1-053  
Santa Ana, CA 92701-4516

☐ **Eastern Division**  
3470 Twelfth St., Rm. 134  
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

## Name &amp; Address:

Amir J. Goldstein, Esq. (CA Bar No. 255620)  
 5455 Wilshire Boulevard, Suite 1812  
 Los Angeles, CA 90036  
 Tel 323.937.0400  
 Fax 866.288.9194

UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA

ADRIAN UTTER-GRATREACKS and DAWN  
 UTTER,

PLAINTIFF(S)

v.

UNITED RECOVERY GROUP and DOES 1 through  
 10 inclusive,

DEFENDANT(S).

CASE NUMBER

CV 12-6033 JFW/AR

## SUMMONS

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Amir J. Goldstein, Esq., whose address is 5455 Wilshire Boulevard, Suite 1812 Los Angeles, CA 90036. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: JUL 13 2012

By: MARILYN DAVIS

Deputy Clerk

(Seal of the Court)



[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET**

<b>I (a) PLAINTIFFS</b> (Check box if you are representing yourself <input type="checkbox"/> ) ADRIAN UTTER-GRATREKS and DAWN UTTER,	<b>DEFENDANTS</b> UNITED RECOVERY GROUP and DOES 1 through 10 inclusive,
<b>(b) Attorneys</b> (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)  Amir J. Goldstein, Esq. (CA Bar No. 255620) 5455 Wilshire Boulevard, Suite 1812, Los Angeles, CA 90036 Tel 323.937.0400	Attorneys (If Known)

  

<b>II. BASIS OF JURISDICTION</b> (Place an X in one box only.)  <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)  <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	<b>III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only</b> (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border: none;"> <tr> <td style="width:30%;"></td> <td style="width:10%; text-align: center;"><b>PTF</b></td> <td style="width:10%; text-align: center;"><b>DEF</b></td> <td style="width:40%;"></td> <td style="width:10%; text-align: center;"><b>PTF</b></td> <td style="width:10%; text-align: center;"><b>DEF</b></td> </tr> <tr> <td>Citizen of This State</td> <td align="center"><input type="checkbox"/> 1</td> <td align="center"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td align="center"><input type="checkbox"/> 4</td> <td align="center"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td align="center"><input type="checkbox"/> 2</td> <td align="center"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td align="center"><input type="checkbox"/> 5</td> <td align="center"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td align="center"><input type="checkbox"/> 3</td> <td align="center"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td align="center"><input type="checkbox"/> 6</td> <td align="center"><input type="checkbox"/> 6</td> </tr> </table>		<b>PTF</b>	<b>DEF</b>		<b>PTF</b>	<b>DEF</b>	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
	<b>PTF</b>	<b>DEF</b>		<b>PTF</b>	<b>DEF</b>																				
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

  
**IV. ORIGIN** (Place an X in one box only.)  
☒ 1 Original Proceeding     ☐ 2 Removed from State Court     ☐ 3 Remanded from Appellate Court     ☐ 4 Reinstated or Reopened     ☐ 5 Transferred from another district (specify):     ☐ 6 Multi-District Litigation     ☐ 7 Appeal to District Judge from Magistrate Judge
   
  
**V. REQUESTED IN COMPLAINT: JURY DEMAND:** ☒ Yes     ☐ No (Check 'Yes' only if demanded in complaint.)  
**CLASS ACTION under F.R.C.P. 23:** ☐ Yes     ☒ No     **MONEY DEMANDED IN COMPLAINT: \$** \_\_\_\_\_
   
  
**VI. CAUSE OF ACTION** (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)  
 15 USC 1692 et seq; violations of the Fair Debt Collection Practices Act ("FDCPA")
   
  
**VII. NATURE OF SUIT** (Place an X in one box only.)
 

<b>OTHER STATUTES</b> <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input checked="" type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	<b>CONTRACT</b> <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise <b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>TORTS</b> <b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	<b>TORTS</b> <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability <b>BANKRUPTCY</b> <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	<b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <b>FORFEITURE / PENALTY</b> <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety /Health <input type="checkbox"/> 690 Other	<b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
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CV12-6033

FOR OFFICE USE ONLY: Case Number: \_\_\_\_\_

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.



**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET**

**VIII(a). IDENTICAL CASES:** Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes  
If yes, list case number(s): \_\_\_\_\_

**VIII(b). RELATED CASES:** Have any cases been previously filed in this court that are related to the present case? ☒ No ☐ Yes  
If yes, list case number(s): \_\_\_\_\_

**Civil cases are deemed related if a previously filed case and the present case:**

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or  
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or  
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or  
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

**IX. VENUE:** (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.  
☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	Kings

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.  
☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
San Bernardino	

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.  
**Note: In land condemnation cases, use the location of the tract of land involved.**

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	Kings

\* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

**Note:** In land condemnation cases, use the location of the tract of land involved.

X. SIGNATURE OF ATTORNEY (OR PRO PER): \_\_\_\_\_ Date 7/10/12

**Notice to Counsel/Parties:** The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

**Key to Statistical codes relating to Social Security Cases:**

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))